



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

John E. Sims, Dirk E. Smith, and Teresa L. Born

Docket No.: 2008-US

Group Art Unit: 1646

Serial No: 09/876,790

Examiner: Unknown

Filed: June 6, 2001

For: IL-1 ZETA, IL-1 ZETA SPLICE VARIANTS AND XREC2 DNAS AND POLYPEPTIDES

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

BOX MISSING PARTS

Commissioner for Patents

Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application, having a mailing date of September 25, 2002, Applicants enclose the following documents to comply with the filing requirements as set forth in the Notice referenced above.

1. Declaration of Inventors;
2. Statement under 37 C.F.R. and Power of Attorney by Assignee w/ copy of Assignment;
3. Replacement Figure 1;
4. Copy of Notice to File Missing Parts of Nonprovisional Application; and
5. Preliminary Amendment.

Applicants hereby authorize the Commissioner to charge the following fees:

1. the required Declaration surcharge \$130

TOTAL: \$130

Applicants hereby authorize the Commissioner to charge or credit any fee required for filing of the enclosed documents, even if different from that calculated above, to Deposit Account No. 09-0089. A copy of this document is enclosed.

Immunex Corporation
Law Department
51 University Street
Seattle, Washington 98101
Telephone: (206) 587-0430

Respectfully submitted,

Patricia Anne Perkins
Registration No. 34,693

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: BOX MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231, on the date indicated below.

Date: November 21, 2002

Signed:

Camilla C. Edwards

Commissioner for Patents
Washington, DC 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/876,790	06/06/2001	John E. Sims	2008-WO

22932
IMMUNEX CORPORATION
LAW DEPARTMENT
51 UNIVERSITY STREET
SEATTLE, WA 98101

CONFIRMATION NO. 9011

FORMALITIES LETTER



OC000000008848536

Date Mailed: 09/25/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings contain excessive text. Suitable descriptive legends may be used, or may be required by the Examiner where necessary for understanding of the drawing but should contain as few words as possible (see 37 CFR 1.84(o)). See Figure(s) 1.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

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*A copy of this notice **MUST** be returned with the reply.*

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE